

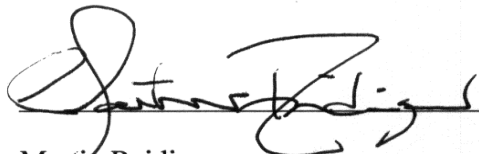


dismiss this action. [Doc. 12]. It is noted that the appearance on behalf of the Defendants has been made by the attorney upon whom the Plaintiff served his Motion for Entry of Default (as shown on his certificate of service). Obviously Plaintiff was aware that the Defendants were represented and by whom, but did not signify to the Court that he had consulted with such counsel regarding his motion. As the Defendants have appeared and clearly seek to defend this action, the Court concludes that the Plaintiff's request for entry of default should be denied.

**IT IS, THEREFORE, ORDERED** that the Plaintiff's Request for Entry of Default [Doc. 11] is **DENIED**.

**IT IS SO ORDERED.**

Signed: April 17, 2015

  
Martin Reidinger  
United States District Judge

